DECLARATION AND POWER OF ATTORNEY

a below named inventor, I HEREBY DELCARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought in the invention entitled

ISOLATION AND CHARACTERIZATION OF HIGHLY ACTIVE ANTI-CD40 ANTIBODY

The specification of which (check one)

\_\_\_\_\_ is attached hereto

X

was filed on October 26, 2001 as United States Application Number \_\_\_\_\_ or PCT International Application Number 10/040,244 and was amended on \_\_\_\_\_ (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is

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most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?
PCT/US01/13672	PCT	April 27, 2001	YES	NO

I HEREBY CLAIM the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/200,601	April 28, 2000

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Patent Application Number	Parent Filing Date	Parent Patent Number
09/844,684	April 27, 2001	

I HEREBY APPOINT the following registered attorneys and agents of the law firm of  
PILLSBURY WINTHROP, LLP :

G. Lloyd Knight	17698	Glenn J. Perry	28458	Stephen C. Glazier	31361	William P. Atkins	38821
Kevin E. Joyce	20508	Kendrew H. Colton	30368	Richard H. Zaitlen	27248	Paul L. Sharer	36004
George M. Sirilla	18221	G. Paul Edgell	24238	Roger R. Wise	31204	Anthony L. Miele	34393
Dale S. Lazar	28872	Lynn E. Eccleston	35861	Michael R. Dzwonczyk	36787	Russ Weinzimmer	36717
Paul E. White, Jr.	32011	Timothy J. Klima	34852	W. Patrick Bengtsson	32456	Arthur J. O'Dea	42,952
Suzanne L. Biggs	30158	David A. Jakopin	32995	Jack S. Barufka	37087	Jonathan E. Jobe, Jr.	28429
John R. Wetherell, Jr.	31678	Mark G. Paulson	30793	Adam R. Hess	41835		
Robert M. Bedgood	43488	James Y.C. Sze	43943	Victor J. Castellucci	43535		

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

JOHN R. WETHERELL, Jr., Ph. D.  
PILLSBURY WINTHROP, LLP  
11682 El Camino Real, Suite 200  
San Diego, California 92130

Telephone: 858-245-4022  
Facsimile: 838-509-4010

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first inventor WALKER R. FORCE

Residence San Diego, CA

Citizenship US

Post Office Address 13529 Benbow Court, San Diego, CA 92129

Inventor's signature *Walker R. Force*

Date 6/14/02

Name of second inventor

NOBUAKI TAKAHASHI

Residence

Saitama, Japan

Citizenship

Japanese

Post Office Address

2-21-302 Sakuragi-cho, Kumagaya-shi, Saitama,  
360-0036, Japan

Inventor's signature

Date

Name of second inventor

TOSHIFUMI MIKAYAMA

Residence

San Diego, CA

Citizenship

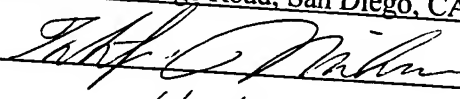
Japanese

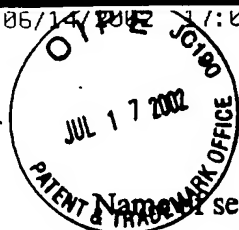
Post Office Address

3165 Lower Ridge Road, San Diego, CA 92130

Inventor's signature

Date

  
6/14/02



Name of second inventor

NOBUAKI TAKAHASHI

Residence

Saitama, Japan

Citizenship

Japanese

Post Office Address

2-21-302 Sakuragi-cho, Kumagaya-shi, Saitama,360-0036, Japan

Inventor's signature

Date

June 14, 2002

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Name of second inventor

TOSHIFUMI MIKAYAMA

Residence

San Diego, CA

Citizenship

Japanese

Post Office Address

3165 Lower Ridge Road, San Diego, CA 92130

Inventor's signature

Date

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